

SENATE CHAMBER,  
AUSTIN, TEXAS, Tuesday, January 31, 1871. }

Senate met pursuant to adjournment; Hon. Don Campbell, President, in the chair.

Roll called; quorum present.

Prayer by the Chaplain.

On motion of Senator Pridgen, the reading of the journal was dispensed with.

On motion of Senator Baker, Senator Gaines was granted leave of absence to-day.

Senator Fountain offered the following resolution:

*Resolved*, That Senator Hall be granted leave of absence for two weeks.

Adopted.

On motion of Senator Bell, leave of absence was granted to Senator Tendick from the fourth to the twentieth of February.

### REPORTS OF STANDING COMMITTEES.

Report of Committee on Judiciary:

COMMITTEE ROOM,  
AUSTIN, January 30, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Judiciary, to whom was referred Senate bill No. 16, "An act for the relief of Alfred S. Thurmond," beg leave to report the same back and recommend its reference to the Committee on Claims and accounts.

A. J. FOUNTAIN,  
Chairman.

On motion of Senator Pridgen, the rules were suspended to consider the report of committee.

Report read and adopted, and Senate bill No. 16 referred to Committee on Claims and Accounts.

COMMITTEE ROOM,  
AUSTIN, January 30, 1871.

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Judiciary, to whom was referred Senate bill No. 17, to be entitled "An act to incorporate the Galveston

Seaman's Home," instruct me to report the same back and recommend its reference to the Committee on State Affairs.

Respectfully,

A. J. FOUNTAIN,

Chairman.

On motion of Senator Ruby, the rules were suspended to consider the report of committee.

Report read and adopted, and Senate bill No. 17 referred to Committee on State Affairs.

COMMITTEE ROOM,  
AUSTIN, January 30, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Judiciary, to whom was referred Senate bill No. 9, to be entitled "An act to authorize the county courts to sell the school lands situated in their respective counties," have instructed me to report it back with the following amendments and recommend its passage :

Amend section four, lines two and three, strike out the words "shall not be sold at public auction, as herein provided for, but."

Amend section six, lines nine and ten, strike out the words "provided, that said certificates of sale shall not be assignable, and."

Amend by striking out the words "Superintendent of Education," wherever they occur in the bill, and insert the words "Superintendent of Public Instruction."

A. J. FOUNTAIN,

Chairman.

Report read and laid over under the rules.

COMMITTEE ROOM,  
AUSTIN, January 30, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR : Your Committee on Judiciary, to whom was referred Senate bill No. 61, "An act to amend the thirty-fourth and thirty-sixth sections of an act prescribing the times of holding the district courts in the several judicial districts in the State, approved August 10, 1870," and Senate bill No. 62, "An act to amend an act to district the State into judicial districts, approved July 2, 1870," instruct me to report the same back, and recommend their passage.

Respectfully,

A. J. FOUNTAIN,

Chairman.

Report read, and laid over under the rules.

On motion of Senator Fountain the rules were suspended, to consider Senate bill No. 61, "An act to amend the thirty-fourth and thirty-sixth sections of an act entitled 'An act prescribing the times of holding the district courts in the several judicial districts in the State,' approved August 10, 1870."

Read second time, and passed to engrossment.

On motion of Senator Fountain, the rules were further suspended, and Senate bill No. 61 was read third time and passed.

On motion of Senator Fountain the rules were suspended, to consider Senate bill No. 62, "An act to amend an act to district the State into judicial districts, approved July 2, 1870."

Read second time and passed to engrossment.

On motion of Senator Fountain the rules were further suspended, and Senate bill No. 62 read third time and passed.

Report of Committee on Education :

COMMITTEE ROOM,  
AUSTIN, January 30, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on Education, to whom was referred Senate bill No. 22, to be entitled "An act to incorporate the Johnson's Point Male and Female Academy, respectfully report that they have had the same under consideration, and recommend its passage, with the following amendments, to-wit: Strike out the word "academy," wherever it appears, and insert in lieu thereof the word "seminary."

Respectfully,

E. PETTIT,  
Chairman.

Report read, and laid over under the rules.

Reports of Committee on State Affairs :

COMMITTEE ROOM,  
AUSTIN, January 31, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 35, entitled "An act to amend an act to incorporate the city of Columbus, and for other purposes, approved August 15, 1870," have duly considered the same, and recommend its passage, with the following amendments: in section 1, line 1, after the word "enacted," insert the words "by the Legislature of the State

of Texas," and in same section, line 4, strike out the word "passed" and insert the word "approved."

S. W. FORD,  
Chairman.

Report read, and laid over under the rules.

COMMITTEE ROOM,  
AUSTIN, January 31, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on State Affairs, to whom was referred Senate bill No. 36, entitled "An act to incorporate the German Casino of Columbus, Texas, have duly considered the same, and recommend its passage, with the following amendments: in section two, in line one, strike out all after the word "shall" to and including the word "such," in same section, line three, and insert the words "continue in force for fifty years and."

S. W. FORD,  
Chairman.

Report read and laid over under the rules.

Report of Committee on Roads, Bridges and Ferries :

COMMITTEE ROOM,  
AUSTIN, January 31, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on Roads, Bridges and Ferries. to whom was referred Senate bill No. 14, entitled "An act to promote ready access to the mountain wood lands near the capital by means of ferries and bridges," having had the same under careful consideration, beg leave to report back the same, and respectfully recommend its passage.

J. G. BELL,  
Chairman.

Report read and laid over under the rules.

Report of Committee on Engrossed Bills :

SENATE CHAMBER,  
AUSTIN, January 30, 1871.

Hon. DON CAMPBELL,

President of the Senate :

SIR: Your Committee on Engrossed Bills having examined and compared Senate bill No. 1, "to amend the twenty-second section of an act entitled 'An act prescribing the times of holding the dis-

trict courts in the several judicial districts in the State,' " find the same to be correctly engrossed.

G. T. RUBY,  
E. L. DOHONEY,  
P. W. HALL.

Report read and received.

### BILLS AND RESOLUTIONS.

By Senator Mills: (Senate bill No. 74) an act to be entitled "An act for the relief of certain assignees of the Buffalo Bayou, Brazos and Colorado Railroad Company."

Read first time, and referred to Committee on Internal Improvements.

By Senator Saylor: "An act (Senate bill No. 75) to incorporate the Austin Gas Company."

Read first time, and on motion of Senator Bowers, was referred to Committee on Judiciary.

By Senator Parsons: "An act (Senate bill No. 76) to incorporate the Austin Gas Light Company."

Read first time, and referred to Committee on State Affairs.

Senator Hall offered the following resolution, which was adopted:

*Resolved*, That the Assistant Secretaries of the Senate be allowed eight dollars per day, and that the Secretary be authorized to issue certificates for the payment of the same, for services rendered.

Senator Douglas offered the following resolution, and moved its adoption:

*Resolved*, That the Senate recognizes its President, Secretary, Sergeant-at-Arms and Doorkeeper as civil officers, since they are necessary, under the Constitution, to a complete organization of the Senate, and are included in the clause, "its President and other officers," in section 3, article 15, of said Constitution, and further because the reconstruction laws describe them as such; therefore, be it

*Resolved*, That the late action of the Senate, on the eighteenth January, 1871, in declaring the office of Sergeant-at-Arms vacant, and electing and installing Wesley Johnson as such, was hasty, unauthorized by law, and in violation of the Constitution, and that A. Faulkner, Sergeant-at-Arms of the Senate, will hereafter be the only person recognized as such.

Senator Parsons moved to lay the resolution on the table, which motion was lost.

12, M.

The hour for the special order, having arrived, Senator Flana-

gan moved that the special order be postponed until the subject matter under consideration is disposed of, which motion was adopted.

Senator Saylor moved that the resolution be referred to the Committee on Judiciary.

Lost.

Pending discussion, on motion of Senator Ruby, the Senate adjourned to 11, A. M., to-morrow.

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